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Attorney for Defendant
MATHESON TRUCKING, INC.

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA – SACRAMENTO DIVISION

MICHELE ELLIS,

Plaintiff,

vs.

MATHESON TRUCKING INC., and DOES 1-
25, inclusive;

Defendant.

CASE NO. 2:20-CV-01481-KJM-AC

**STIPULATION TO ARBITRATE
AND ORDER**

Removed: 07/22/2020
Complaint Filed: 05/05/2020
Trial Date: None Set

To the Honorable Court, all Parties, and Their Attorneys of Record:

Plaintiff Michelle Ellis (“Plaintiff”) and Defendant Matheson Trucking, Inc.
 (“Defendant”) (collectively, “the Parties”), by and through their undersigned counsel, hereby
 stipulate and agree as follows:

1 1. Plaintiff acknowledged receipt of and agreement to Defendant's Mutual
2 Agreement to Arbitrate Claims (the "Arbitration Agreement"), which requires her to arbitrate all
3 claims as to Defendant that are alleged in this action. A true and correct copy of the Arbitration
4 Agreement is attached hereto as **Exhibit 1**.

5 2. The Parties agree to binding arbitration of this case pursuant to the Arbitration
6 Agreement. The Parties request that the Court stay this matter while retaining jurisdiction to
7 confirm or enforce any award upon petition by any party.

8 IT IS SO STIPULATED.

9
10 Dated: October 14, 2021

JACKSON LEWIS P.C.

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12 By: /s/ Nolan W. Kessler

JAMES T. JONES

NOLAN W. KESSLER

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14 Attorney for Defendant
MATHESON TRUCKING, INC.

15 Dated: October 12, 2021

PERKINS ASBILL, APLC

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18 By: /s/ Natalia D. Asbill-Bearor [as authorized on 10/11/21]
NATALIA D. ASBILL-BEAROR

19 Attorney for Plaintiff
20 MICHELE ELLIS


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ORDER

“[A] district court may either stay the action or dismiss it outright when, as here, the court determines that all of the claims raised in the action are subject to arbitration.” *Johnmohammadi v. Bloomingdale’s, Inc.*, 755 F.3d 1072, 1074 (9th Cir. 2014). The matter is stayed, pending the completion of arbitration. The court orders the parties to file joint status reports every 90 days, updating the court on their progress. The court also orders parties to file a joint status report indicating whether the stay may be lifted within 14 days of completing arbitration.

IT IS SO ORDERED.

DATED: October 14, 2021.


CHIEF UNITED STATES DISTRICT JUDGE